



#1  
EX(3)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Alberte et al.  
Serial No.: 09/854,122  
Filed: May 10, 2001  
For: *Transgenic Plants Incorporating Traits  
of Zostera Marina*

Examiner: None assigned  
Group Art Unit: 1638  
Attorney Docket No.: PHA-007.01

RECEIVED  
APR 10 2003  
TECH CENTER 1600:2901

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231, on April 1, 2003.

Kristen Willett  
Kristen Willett

PETITION FOR A 5-MONTH EXTENSION OF TIME

Sir:

Applicants hereby petition for a 5-month extension of time, from November 2, 2002 up to and including April 1, 2003, pursuant to 37 CFR 1.1.36(a) for filing a response to the Restriction Requirement mailed October 2, 2002 in the above-identified application.

A check in the amount of \$985.00 for the extension fee is enclosed. The Commissioner is hereby authorized to charge any under-payments or credit any overpayments to our Deposit Account No. 06-1448.

Respectfully Submitted,

Date: April 1, 2003

**Customer No: 25181**  
Patent Group  
Foley Hoag LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600  
Tel. (617) 832-1000  
Fax. (617) 832-7000

By: Beth E. Arnold  
Beth E. Arnold  
Reg. No. 35,430  
Attorney for Applicants

04/08/2003 AAD0F01 00000061 09854122  
01 FC:2255 985.00 0P